

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

WAL-MART STORES, INC.

Opposer.

v.

FRANKLIN LOUFRANI

Applicant.

FRANKLIN LOUFRANI

Opposer.

v.

WAL-MART STORES, INC.

Applicant.

OPPOSITION NO. 91/150,278

OPPOSITION NO. 91/154,632

Trademark:

SMILEY & Design Serial No. 75/302,439

SMILEY & Design Serial No. 75/977,376

OPPOSITION NO. 91/150,278

Trademark:

Smiley Design Serial No. 76/320,901

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MOTION TO SUSPEND PROCEEDINGS (WITH CONSENT)

Wal-Mart Stores, Inc., by and through its undersigned counsel, hereby moves the Board for a suspension of the above-referenced proceedings, including the time for oral hearing, pending settlement negotiations between the parties. Counsel for Franklin Loufrani, Steven L. Barron, consented to suspension during a phone conference with the undersigned on February 12, 2008.

Respectfully submitted:
WAL-MART STORES, INC.

Date: February 12, 2008

By: 

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02-13-2008

CERTIFICATE OF MAILING

I hereby certify that the foregoing **MOTION TO SUSPEND PROCEEDINGS (WITH CONSENT)** is being delivered via express mail, postage prepaid on this 12th day of February, 2008 to the following:

United States Patent and Trademark Office
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P.O. Box 1451
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By: 
Gary J. Rinkerman

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing **MOTION TO SUSPEND PROCEEDINGS (WITH CONSENT)** was served via first-class mail, postage prepaid on this 12th day of February, 2008 to the following:

Steven L. Baron
Natalie A. Harris
Mandell Menkes & Surdyk, LLC
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By: 
Gary J. Rinkerman